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**ORDINANCE NO. 2016-\_\_**

**AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF LAKE COUNTY, FLORIDA; AMENDING SECTION 16-52, LAKE COUNTY CODE, ENTITLED LAKE JOANNA PARK; PROHIBITING THE LOADING AND UNLOADING OF MOTORIZED WATERCRAFT FROM THE RIGHT-OF-WAY ADJACENT TO LAKE JOANNA PARK; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR FILING WITH THE DEPARTMENT OF STATE; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the park is approximately one-half acre in size, provides lake access to Lake Joanna, and is located within a residential neighborhood; and

**WHEREAS**, due to the small size of the park, parking is prohibited on park property and along the right-of-way adjacent to the park; and

**WHEREAS**, the Board now finds it is in the best interests of the citizens of Lake County to prohibit the loading and unloading of motorized watercraft from the right-of-way adjacent to Lake Joanna Park as the park is not intended to be utilized as a public boat ramp.

**Section 1. Recitals.** The foregoing recitals are true and correct and incorporated herein by reference.

**Section 2. Amendment.** Section 16-52, Lake County Code, entitled Lake Joanna Park, is amended to read as follows:

**Sec. 16-52. Lake Joanna Park.**

In addition to the requirements of article I above, the following shall apply:

- (1) *Legal description.* For purposes of this section, the Lake Joanna Park shall mean the real property in unincorporated Lake County legally described as: Joanna Park, according to the plat of Lake Front Layout for Belleaux Estates, incorporated as Lake Joanna Estates as recorded in Plat Book 8, Page 51, Public Records of Lake County, Florida.
- (2) *Uses prohibited.* The following uses are prohibited: ~~Ne~~ Neither the parking of vehicles nor the loading or unloading of motorized watercraft shall be permitted in the public right-of-way adjacent to the park.

**Section 3. Severability.** If any section, sentence, clause, or phrase of the Ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portion of this Ordinance.

**Section 4. Inclusion in the Code.** It is the intent of the Board of County Commissioners that the provisions of this Ordinance shall become and be made a part of the Lake County Code and that the sections of this Ordinance may be renumbered or relettered and the word "ordinance" may be changed to "section," "article," or such other appropriate word or phrase in order to accomplish such intentions.

**Section 5. Filing with the Department of State.** The clerk shall be and is hereby directed forthwith to send a certified copy of this Ordinance to the Secretary of State for the State of Florida.

**Section 6. Effective.** This Ordinance shall become effective as provide for by law.

Enacted this \_\_\_\_\_ day of \_\_\_\_\_, 2016.

Filed with the Secretary of State \_\_\_\_\_, 2016.

ATTEST: BOARD OF COUNTY COMMISSIONERS  
OF LAKE COUNTY, FLORIDA

\_\_\_\_\_  
Neil Kelly, Clerk of the  
Board of County Commissioners  
of Lake County, Florida

\_\_\_\_\_  
Sean M. Parks, Chairman

This \_\_\_\_\_ day of \_\_\_\_\_, 2016.

Approved as to form and legality:

\_\_\_\_\_  
Melanie Marsh, County Attorney